

1 Q Yes.

2 A In November of 2001 I was making up and making the
3 coordination. They were trained in January or the beginning
4 of February and in February of next year was conducted these
5 200 people audits in the schools.

6 Q All right. Were you provided with the information
7 that you requested from DRC by this letter?

8 A I think so.

9 Q Between the date of that letter and your meeting in
10 February of 2002 with USAC, the Department of Education
11 canceled the contracts that DRC had with the Department of
12 Education. Is that not right?

13 A Yes, Sir.

14 Q And you are aware of the letter that was written by
15 Mr. Rey Hernández on January---

16 A I saw a copy...

17 Q Anyway, let me ask you why were those contracts
18 canceled?

19 A Actually, I don't know. I know that I sent my
20 recommendation on the project that I think they had the more
21 possibilities of surviving and the same project which I told
22 you before based on results and based on the information I
23 had I felt was the wired one.

24 Q When did you send that recommendation?

25 A I talked about that recommendation sometime either

1 by the end of December or beginning of January.

2 MR. CAMILO SALAS: Excuse me a second.

3 (OFF THE RECORD)

4 After the recess,

5 BY MR. CAMILO SALAS:

6 Q I'm sorry, I think I was asking you when you made
7 that recommendation.

8 A It should be somewhere maybe at the end of December
9 or the beginning of January.

10 Q Did you make any specific recommendations that the
11 Department of Education canceled the contracts between the
12 Department of Education and DRC?

13 A I talked in terms of the projects and the projects
14 I informed the Secretary and the staff that my best
15 probability for surviving at which I think that I should
16 direct all of my effort was for the wired one.

17 Q Let me show you what I am going to mark as Exhibit
18 Number 6.

19 (AT THIS MOMENT DEPOSITION EXHIBIT 6 IS MARKED)

20 BY MR. CAMILO SALAS:

21 Q Have you ever seen that document before?

22 A One moment, Sir. Yes, Sir.

23 Q And that was dated June 11th, 2002?

24 A Yes, Sir.

25 Q Who prepared that document?

1 A I don't remember.

2 Q You did not prepare it yourself, did you?

3 A No, Sir.

4 Q Somebody handed it to you to sign it?

5 A It looks like, yes. I didn't write this well.

6 Q Did you read the document before you signed it?

7 A Yes, Sir.

8 Q And everything that is stated in the document is
9 true?

10 A To the best of my knowledge.

11 Q Yes?

12 A To the best of my knowledge, yes.

13 Q And Paragraph 3 of the document refers to an
14 Exhibit A which is a copy of the letter from Mr. McDonald to
15 César Rey Hernández?

16 A Yes, Sir.

17 Q And we have here a copy of that letter with the
18 mark as Exhibit A which is previously identified and marked
19 as Exhibit Number 4, right?

20 A Um-jum. It is the same letter.

21 Q As a matter of fact, in order that there be no
22 confusions, let's attach Exhibit A to the Sworn Affidavit and
23 I think it's going to become---

24 MR. A.J. BENNAZAR: Exhibit 6 of the deposition?

25 MR. CAMILO SALAS: No, no, no. In other words,

1 Exhibit 5 is going to contain the attachment which is going
2 to be a complete document.

3 MR. A.J. BENNAZAR: Exhibit 6.

4 MR. CAMILO SALAS: Exhibit 6, I'm sorry. Correct,
5 Exhibit 6. I'll just try to make it complete.

6 MR. A.J. BENNAZAR: Declaration under the penalty
7 of perjury with it's own Exhibit A.

8 MR. CAMILO SALAS: Exactly.

9 MR. A.J. BENNAZAR: Which also happens to be
10 Exhibit 4 of this deposition.

11 MR. CAMILO SALAS: All right.

12 MR. A.J. BENNAZAR: No problem.

13 BY MR. CAMILO SALAS:

14 Q Now, why don't you read Paragraph 3 for the record,
15 please?

16 A The averments?

17 Q Averments.

18 A "The averments contained in the Opposition on
19 behalf of D.E. and Rey are true to the best of my knowledge
20 and information, and its Exhibit A, copy of the letter dated
21 December 5, 2001 from USAC to co-defendant Rey was received
22 at the D.E. and constituted one of the principal reasons for
23 the decisions taken in January, 2002 not to continue using
24 the services of co-plaintiff DRC as a provider to the E-Rate
25 Program in Puerto Rico."

1 Q All right. Let me ask you again. Now, is the
2 letter which is attached as Exhibit A one of the principal
3 reasons for the decision taken in January 2002 not to
4 continue using the services of DRC as a provider to the E-
5 Rate Program in Puerto Rico?

6 A Yes, it was one of the facts that were taken in
7 consideration.

8 Q Was that one of the principal reasons?

9 A One of them.

10 Q Now then tell me what were the other principal
11 reasons, if any?

12 A Yes. As I told you before, there was the data we
13 had concerning the probabilities of a project that can be
14 recovered and the operational, the one that had the least
15 critical stages and have more probabilities of working.

16 Q That's it?

17 A That's it. That was based on all the information
18 we had from the previous 6 months from July to December.

19 Q Are you telling me then that this data that you had
20 concerning the probability of the Phase 1 project being a
21 more feasible project to recover, that that was in fact one
22 of the principal reasons why DRC's contracts were canceled?

23 A Say it again.

24 Q Early on, you had told me when I asked you why
25 DRC's contracts were canceled, you told me simply I think, or

1 I was left with the impression that you did not know, but you
2 told me that you had submitted the information about the
3 recoverability of the Phase 1 project which you thought it
4 was the best one, the key.

5 A Um-jum.

6 Q I guess what I am asking you now is if was that
7 information in fact in the decision to cancel DRC's
8 contracts?

9 A Yes, it was a fact.

10 Q Along with the letter from USAC?

11 A From USAC.

12 Q All right. So those were the 2 reasons why DRC's
13 contracts were terminated or canceled?

14 A No. I won't say that those were the 2 reasons. I
15 said that those were 2 reasons.

16 Q Were there more reasons?

17 A I would have to go if there was a... I don't know
18 if what I understand that is data to support the viability of
19 the wired project, for you, you look at the same way I look
20 at it, for me just data to support that. I don't know if
21 that for you constitutes reasons.

22 Q No. That is just data that supports one of the 2
23 reasons you have given me. Is there any other reason?

24 A I would say that as far as I remember, all the
25 other reasons are in the part that I referred to as data that

1 supports which of the 2.

2 Even this letter for me is part of the same thing.
3 It was one of the critical stages that would put in risk the
4 development or the recoverability of the project.

5 Q Did you read the letter of December 5th, 2001 from
6 USAC as indicating that DRC hadn't done anything wrong as far
7 as USAC evaluated the situation?

8 A When I saw this letter at that time that there are
9 concerns from USAC.

10 Q And what are those concerns?

11 A Concerns in terms that the project was conducted
12 and it had a chance to work.

13 Q Did those concerns refer to anything that DRC did
14 wrong?

15 A That is why it is not the main reason because I
16 don't have any explicit things over here in the name of DRC.
17 That is why it is part of all the other reasons that are very
18 important in terms of which of the 2 projects have more
19 chances to survive.

20 Q My question was simply whether or not the USAC
21 letter states anything that DRC did wrong in the performance
22 of its contract?

23 A In this letter?

24 Q Yes, Sir.

25 A No, I don't see it. No, Sir.

1 Q In fact, this letter refers to the Department of
2 Education's failure to provide computers. Is that not right?

3 A It refers to that.

4 Q It refers to the Department of Education's failure
5 to train the operators, teachers and the people who were
6 going to operate the Internet, right?

7 A Um-jum.

8 Q When you received this letter, did you obtain a
9 copy of the Arthur Anderson report that is referred to in
10 this letter?

11 A I think that we have a copy of the page or
12 something that was produced, but we didn't have the whole
13 copy of the Arthur Anderson.

14 Q Since that time have you seen the entire copy of
15 the Arthur Anderson report?

16 A No, I haven't seen the whole copy of it.

17 Q Are you aware of whether or not the Arthur Anderson
18 report says that DRC did anything wrong?

19 A No, Sir. I don't have that information.

20 Q Now, in this letter another item that USAC was
21 concerned about is the fact that at least according to the
22 letter the Department of Education may not have secure access
23 to sufficient software for the computers. Is that not true?
24 Bottom of page 2. Last paragraph of page 2.

25 A The one that begins with "Furthermore"?

1 Q Yes.

2 A It says it there. Yes, it says they have a concern
3 that you may not have the secure access to sufficient
4 software.

5 Q Or that the Department of Education may not have
6 trained the teachers?

7 A The teachers.

8 Q Right. It also indicates that they are concerned
9 that the Department of Education may not have secured access
10 to sufficient maintenance?

11 A Um-jum.

12 Q Right?

13 A Yes, Sir.

14 Q And they are also concerned that the Department of
15 Education may not have upgraded the electrical connections in
16 the schools?

17 A You are right.

18 Q And those were problems that you were aware of. Is
19 that not right?

20 A Um-jum.

21 Q And you knew that the Department of Education at
22 least when this letter was written, had not secured their
23 computers. You knew that, right?

24 A Yes, Sir.

25 Q You knew that there were problems with the

1 electrical connections. You knew that, right?

2 A Yes, Sir.

3 Q You knew that the Department of Education had not
4 purchased software for the computers?

5 A We do have and there was a contract of
6 \$25,000,000.00 with Microsoft for software.

7 Q For which computers?

8 A For all the computers in the Department of
9 Education.

10 Q Well, for the computers that were going to be used
11 with the Internet?

12 A Yes, Sir.

13 Q And those had been purchased?

14 A Yes.

15 Q As of this date?

16 A For every computer in the next 3 years in the
17 Department of Education there was also software for them.

18 Q But the Department of Education didn't have the
19 computers. How could it have---

20 A You are asking me about software.

21 Q In other words, the Department of Education
22 purchased software without having computers?

23 A We purchased a contract and the contract includes
24 all the computers and the software of the computers.

25 Q All right. So you have a contract with Microsoft

1 that says that for \$25,000,000.00 they would provide whatever
2 card, whatever software you need for all the computers for
3 the Department of Education?

4 A Specific software from Microsoft. It is in the
5 contract.

6 Q All right. And you also knew that as of this date
7 all the teachers had not received proper training?

8 A In the 14 months I was there we trained 23,000
9 something. What happened before or after that, is not of my
10 responsibility. We did a good job on that.

11 Q In this letter they ask you to provide detailed
12 information about your investments and productivity and
13 curriculum software. Did you provide that information to
14 them?

15 A Um-jum.

16 Q Did you provide information about your progress in
17 delivering professional development to ensure that the
18 educators know how to use those new technologies?

19 A That's right.

20 Q Did you provide information about your resources to
21 maintain computers and other accessories?

22 A Yes, Sir.

23 Q And did you provide your evaluation of any
24 necessary upgrades for your electrical systems in the
25 schools?

1 A I made the request to OMEP and they should provide
2 them.

3 Q Did you tell that to USAC?

4 A Yes, Sir.

5 Q This letter also indicated because of their
6 concerns that until you provided the information requested,
7 USAC was not going to commit or disburse any funds to the
8 Department of Education's vendors. Is that not right?

9 A Yes, Sir.

10 Q So essentially until you responded to this letter,
11 DRC was not going to get paid?

12 A And we certainly did.

13 Q You what?

14 A We certainly did, we answered.

15 Q You answered the letter, okay. Did you provide all
16 the information that they requested to their satisfaction?

17 A Yes, Sir.

18 Q When you met with them, did they tell you that they
19 were satisfied with the information?

20 A Yes.

21 Q Yes?

22 A Yes.

23 Q You had other meetings with USAC, you said?

24 A Yes, Sir.

25 Q Were you aware of the fact that César Rey Hernández

1 wrote a letter on January 23rd of 2002 canceling the
2 contracts that the Department of Education had with DRC?

3 A Yes.

4 Q Did you see the letter before it was sent?

5 A No.

6 Q Did Mr. Rey Hernández consult with you before he
7 wrote that letter?

8 A Before the letter?

9 Q Yes.

10 A I don't remember, but about the projects we
11 certainly did.

12 Q In this letter you were designated to preside over
13 the "Comité de Transferencia de Bienes y Servicios" to
14 receive information concerning the work that DRC had done?

15 A Yes, Sir.

16 Q Were you told that you were going to be head of
17 that committee.

18 A I was informed.

19 Q What do you mean by that?

20 A Excuse me?

21 Q You were informed, you were told to do that?

22 A Yes, Sir.

23 Q Is that a committee that was formed specifically
24 for the purpose of handling the cancellation of the contracts
25 with DRC?

1 A The transfer.

2 Q The transfer, okay. Who else was in that
3 committee?

4 A That is a committee and the resources I could use
5 from the office.

6 Q You haven't seen that letter since?

7 A Excuse me?

8 Q Have you seen the letter of cancellation?

9 A (NO RESPONSE IS HEARD FOR THE RECORD)

10 Q Did you get a chance to read that letter just now?

11 A Yes.

12 MR. A.J. BENNAZAR: Are you going to mark it as an
13 Exhibit?

14 MR. CAMILO SALAS: Yes, I might as well do that.

15 MR. A.J. BENNAZAR: Okay, so this will be Exhibit
16 Number 7.

17 MR. CAMILO SALAS: Let's make a clean copy of that.

18 (AT THIS MOMENT DEPOSITION EXHIBIT 7 IS MARKED)

19 BY MR. CAMILO SALAS:

20 Q Now, that letter does not give a reason for the
21 termination of the contracts, correct?

22 A You are right.

23 Q I'm right?

24 A Yes.

25 Q Do you know why they did not put a reason for the

1 termination of the contracts?

2 A Yes, Sir.

3 Q Are you aware of the letter dated February 15th,
4 2002 that was subsequently written by Mr. Rey Hernández?

5 A Um-jum.

6 Q In that letter as I read it, Mr. Rey Hernández says
7 that the contracts were canceled for "razones de sana
8 administración pública". What does that mean?

9 A You have to ask him.

10 Q Have you seen that letter before? The February
11 letter?

12 A The February letter?

13 Q Yes.

14 A I think I have seen it before.

15 Q You have seen it?

16 A I think.

17 Q When you read the letter the first time, did you
18 ask yourself what Mr. Rey Hernández meant by "razones de sana
19 administración pública"?

20 A Yes.

21 Q What did you understand that to be?

22 A For me it is clear that the recommendation I made
23 was based on the performance and the probabilities. For me,
24 that is supporting the "sana administración pública," because
25 his responsibility is to administrate the Department of

1 Education which is a public entity.

2 Q What recommendations did you make about
3 performance?

4 A Performance? According to the facts I had
5 collected and looking forward to the probability of
6 recovering the project, I think that our best effort should
7 be put into the project that has more probabilities and less
8 critical phases than in other areas of the project and for
9 me, that project was the wired one.

10 Q But it had nothing to do with DRC's performance?

11 A It's part of the whole information I had. When I
12 say "about performance" it is not in the air. It is based on
13 all the data I had for 6 months trying to recover the system.

14 Q I guess that what I am trying to find out is did
15 DRC's performance or non performance of anything that it was
16 required to do under the contract played any role at all in
17 the cancellation of the contracts.

18 A I think you are asking the wrong person. I can
19 tell you about what I recommended but in how the decision was
20 taken, that was not my role.

21 Q What was it that you recommended?

22 A Excuse me?

23 Q What did you recommend?

24 A I recommended to keep only one of the projects and
25 that one was the wired one.

1 Q Did you tell anybody "cancel DRC's contract because
2 DRC has not been doing what it is supposed to do" or anything
3 to that effect?

4 A No, I didn't.

5 Q Did you provide that message to anyone in other
6 terms?

7 A As I told you before, my recommendation was keep
8 the project that has the more probabilities---

9 Q All right.

10 A To keep on with it based on all the information I
11 had. That project is the wired one.

12 Q You told them that was a better project?

13 A And time proved that I was right.

14 Q But you never said to anybody "look, cancel DRC
15 because DRC has not been doing what it is supposed to do"?

16 A In those terms?

17 Q Yes.

18 A I don't remember.

19 MR. CAMILO SALAS: Why don't we attach the copy of
20 the February 15th letter also---

21 MR. A.J. BENNAZAR: As Exhibit 8?

22 MR. CAMILO SALAS: Exhibit 8.

23 MR. A.J. BENNAZAR: Okay.

24 (AT THIS MOMENT DEPOSITION EXHIBIT 8 IS MARKED)

25 MR. A.J. BENNAZAR: Do you have an unmarked copy?

1 MR. CAMILO SALAS: We can take a copy of that. Let
2 me just take a second off the record.

3 (OFF THE RECORD)

4 After the recess,

5 BY MR. CAMILO SALAS:

6 Q We are back on the record here. You went to work
7 in July of 2001, right?

8 A Excuse me?

9 Q You went to work---

10 A In June.

11 Q June?

12 A June.

13 Q Of 2001. Were you interviewed at all in connection
14 with these reports that were published April 14th, 2003? I
15 realize you were gone by then, but this audit was for the
16 period of March 24th, 2000 to April 27th of 2001.

17 MR. A.J. BENNAZAR: This is just as a point of
18 information because it doesn't have a letter. This is an
19 audit by whom?

20 MR. CAMILO SALAS: I'm sorry?

21 MR. A.J. BENNAZAR: This is an audit made by whom?

22 MR. CAMILO SALAS: The Controller---

23 MR. A.J. BENNAZAR: "El Contralor de Puerto Rico?"

24 MR. CAMILO SALAS: "El Contralor de Puerto Rico."

25 MR. A.J. BENNAZAR: Ah, okay.

1 BY MR. CAMILO SALAS:

2 Q Look at page 19 which is what I am going to ask you
3 about.

4 A Nineteen? Um-jum.

5 Q See that?

6 A Yes.

7 Q Why don't you read the next page, page 20 as it
8 continues on?

9 A Yes, Sir.

10 Q All right. Were you aware that this audit was
11 being performed or had been performed?

12 A Yes, Sir.

13 Q It seems that the audit took place between March
14 24th, 2000 to April 22nd, 2001 according to what it states at
15 page 6.

16 A Um-jum.

17 Q And you started I guess, working a few months after
18 that. Again my question is, you were aware that the
19 Controller had looked at this situation?

20 A When I assumed the position?

21 Q Yes.

22 A No, Sir. Later on I got access to this report and
23 when this report came to me I produced the evidence of
24 whatever we had done to deal with this.

25 Q When did this report came to you?

1 A I think that this report to answer to the
2 Controller they should asked information from my office but
3 not in every concern.

4 Q You provided the information that Mr. Rey Hernández
5 supplied when the office was asked to respond?

6 A I think so. I know what I submitted.

7 Q And is that information available? What you
8 submitted?

9 A Excuse me?

10 Q Do you have copies or does the Department of
11 Education have copies of what you submitted to the
12 Controller?

13 A The Department should have. I don't have any
14 copies at all. It came from my office in terms of what is
15 related to the position.

16 MR. CAMILO SALAS: I'll make a request for copies
17 of the information and response---

18 MR. A.J. BENNAZAR: The response to the
19 Controller's draft is what normally---

20 MR. CAMILO SALAS: Right.

21 MR. A.J. BENNAZAR: The Controller sends a draft,
22 the agency responds and they issue a final one.

23 MR. CAMILO SALAS: Right.

24 MR. A.J. BENNAZAR: So whatever we have.

25 BY MR. CAMILO SALAS:

1 A (DEPONENT) I remember it was so hard to answer for
2 example questions in page 19. It was conducted the 11th of
3 October to the 21st of November of 2000. It was even in the
4 other Administration.

5 Q Um-jum.

6 A So to get the information about this was really
7 hard.

8 Q The fact of the matter is that there was nothing
9 here that is alleged that DRC did wrong. Is that not true?

10 A I don't know how you consider it but it says "es
11 responsabilidad de la gerencia de toda entidad gubernamental
12 garantizar la inversión de los fondos y la utilización
13 efectiva de los recursos disponibles". It suggests that
14 something was done and somebody didn't supervise it
15 efficiently.

16 Q The list of the things that were done wrong which
17 are Items 1 thru 4 and some parts A to J, the point is that
18 none of those items there refer to anything that DRC had to
19 do or that DRC failed to do. Is that not true?

20 A Um-jum. What is stated here are responsibilities
21 mostly of the Department of Education.

22 MR. JOHN F. NEVARES: All right. Let's make a copy
23 and we are going to attach a copy of this report to the
24 deposition and we are going to mark it as Exhibit 9.

25 (AT THIS MOMENT DEPOSITION EXHIBIT 9 IS MARKED)

1 BY MR. CAMILO SALAS:

2 A (DEPONENT) Can I keep this?

3 Q You can keep that.

4 MR. A.J. BENNAZAR: Do you have it with the
5 Appendix?

6 MR. CAMILO SALAS: No.

7 MR. A.J. BENNAZAR: If you have it, bring it.

8 MR. CAMILO SALAS: It is just a list of the people
9 who---

10 MR. JOHN F. NEVARES: Who provided information.

11 MR. CAMILO SALAS: Right. Since we were required
12 to move to a different topic, let's stop right there and we
13 convene to another date. I guess we can talk over the phone
14 or something. Let's go off the record.

15 (OFF THE RECORD)

16 After the recess,

17 MR. CAMILO SALAS: It is now 20 minutes to 6:00
18 and we started this deposition at 9:00 a.m. this morning so
19 we are going to stop now and we will resume the deposition of
20 Mr. Anibal Cruz on Wednesday, September the 17th with the
21 understanding that in the interim Mr. Bennazar is going to
22 provide us with the documents that we have requested to
23 subpoenas issued to several employees of the Department of
24 Education.

25 MR. JOHN F. NEVARES: And not only that, but I

1 think that during the course of this deposition there were---

2 MR. A.J. BENNAZAR: There were other 2 documents
3 that were requested.

4 MR. JOHN F. NEVARES: There were other documents
5 that were surfaced that we will seek production.

6 MR. CAMILO SALAS: Right.

7 MR. A.J. BENNAZAR: Okay.

8 MR. CAMILO SALAS: Okay, well thank you.

9 MR. A.J. BENNAZAR: Just for clarification.

10 Exhibit 9 of the deposition which is the Controller's Office
11 Audit Report, this so you know it starts on page 5 so it
12 doesn't have the first 4 pages on the document that you
13 are---

14 MR. CAMILO SALAS: That's all we have.

15 MR. JOHN F. NEVARES: That is all we got.

16 MR. A.J. BENNAZAR: This is another report which
17 should be completed. I just want to let that clear for the
18 record.

19 MR. CAMILO SALAS: Right.

20 MR. A.J. BENNAZAR: And that question makes
21 reference to an Exhibit that none of us seem to have seen it
22 before. We certainly need to locate it and make it part of
23 the---

24 MR. CAMILO SALAS: Well hopefully, when we get to
25 take the depositions of the Auditors which were supposed to

1 have been taken on Monday, we will get the complete document
2 we requested from them. But that is what we have.

3 MR. A.J. BENNAZAR: Okay.

4 MR. A.J. BENNAZAR: Okay.

5 MR. CAMILO SALAS: And that is what we have
6 attached.

7 MS. ILEANN CAÑELLAS: Have those depositions been
8 rescheduled for any date?

9 MR. CAMILO SALAS: I don't know, we'll have to see.

10 MR. JOHN F. NEVARES: We'll see.

11 MR. CAMILO SALAS: Thank you very much.

12 (AT THIS TIME THE IMMEDIATE PROCEEDINGS HAVE CONCLUDED)
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DEPONENT'S CERTIFICATE

I, Anibal Cruz Perez, hereby () accept () do not accept as correct the transcript of my deposition as prepared and transcribed by Compugrafía, Inc., taken in the date and time hereby indicated in the case of caption.

Anibal Cruz Perez

Please use the Errata Sheet at the end of the transcript for corrections related to this deposition.

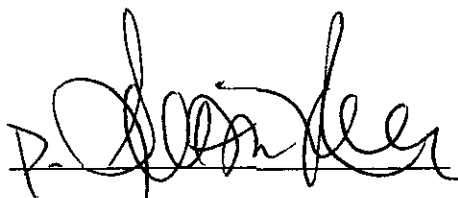
REPORTER'S CERTIFICATE

I, Casey Hayes, E.R. Reporter, member of
Compugrafía, Inc., hereby certify:

That the foregoing transcript is a faithful
representation of the notes and recording taken by me in the
hereby indicated case of caption.

I also certify that I have no relation by blood or
marriage to the parties involved in this case and that I am
not interested in the outcome of the same.

Signed on September 15, 2003, in San Juan, Puerto
Rico.

A handwritten signature in black ink, appearing to read 'Casey Hayes', written over a horizontal line.

Casey Hayes

1
2
3 CERTIFICATE OF NOTARY PUBLIC
4

5 I, John Nevares, Attorney at Law and Notary Public,
6 duly commissioned and qualified in and for the Commonwealth
7 of Puerto Rico, do hereby certify:

8 That the foregoing deposition was taken on the
9 date heretofore mentioned; August 18, 2003.

10 That the Court Reporter, the Court Interpreter and
11 the Deponent were sworn by me before the commencement of the
12 taking of the testimony.

13 In witness whereof I sign the present and
14 affix my notarial seal in San Juan, Puerto Rico, on
15 , 2003.

16
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18 _____
19 John F. Nevares, Esq.

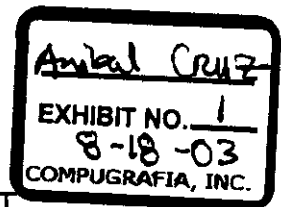
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ERRATA SHEET

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4. How it reads: _____
How it should read: _____
5. How it reads: _____
How it should read: _____
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How it should read: _____
7. How it reads: _____
How it should read: _____
8. How it reads: _____
How it should read: _____
9. How it reads: _____
How it should read: _____
10. How it reads: _____
How it should read: _____
11. How it reads: _____
How it should read: _____



IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

DATA RESEARCH CORPORATION
(DRC), ET AL.

Plaintiffs

vs.

SILA M. CALDERÓN, ET AL.

Defendants

CIVIL NO. 02-1253 (JAG) c/w
02-1625 (JAG)

NOTICE OF DEPOSITION

TO: **Cándida Negrón Rosa, Esq.**, Landrón & Vera, LLP, 138 W. Churchill Ave.,
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Nestor J. Navas-D'Acosta, Esq., Reichard & Escalera, P.O. Box 364148,
San Juan, Puerto Rico 00936-6023

A.J. Bennazar-Zequeira, Esq., Bufete Bennazar, C.S.P., P.O. Box 19420
#212, San Juan, Puerto Rico 919-4000

PLEASE TAKE NOTICE that plaintiffs will take the deposition of **Anibal Cruz**,
at the law offices of John F. Nevares & Associates, PSC, Caso Building Suite 1504,
1225 Ponce de León Avenue, Santurce, Puerto Rico 00907 on August 18, 2003,
commencing at 9:00 a.m., before a Notary Public authorized to administer oaths.

The deponent is hereby requested to bring to the deposition the documents
listed in the attached Exhibit A.

In San Juan, Puerto Rico, this 10th day of July 2003.

JOHN F. NEVARES & ASSOCIATES, PSC

Counsel for Data Research Corporation
and Santos Diaz-Diaz

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USDC-PR 130502

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